

An Act to amend the Act respecting Division Courts, Chapter
nineteen of the Consolidated Statutes of Upper Canada.

WHEREAS by the eighth section of Chapter nineteen of the Con-
solidated Statutes for Upper Canada, the Justices of the Peace in
each County in General Quarter Sessions assembled, may, subject to
the restrictions therein contained, appoint and from time to time alter
5 the number, limits and extent of every Division, and shall number
the divisions beginning at number one; but a less number of Justices
cannot alter or rescind any resolution or order made by a greater
number at any previous Session:—And whereas more townships than
10 one in many instances have been and may be included in one Division,
and by reason of the increase of population in townships so included, the
public convenience may require that the number of Divisions and Courts
should be increased;—And whereas in consequence of the difficulty
15 experienced in effecting such increase by reason of the non-attendance
at any General Quarter Sessions of as many Justices as were present
when the Divisions were established, it is expedient for remedy thereof
that the said eighth section should be repealed; Therefore Her Majesty
by and with the advice and consent of the Legislative Council and
Assembly of Canada, enacts as follows:—

1. From and after the passing of this Act, the eighth section of the
20 said Act cited in the preamble shall be repealed and the following clause
be read as forming part of the said Act in the place of the said eighth
section:—

“A majority of the Justices of the Peace in General Quarter Sessions
assembled in any County may, subject to the restrictions hereinafter
25 contained, appoint and from time to time alter the number of Divisions
or the limits and extent of any Division or Divisions, and shall number
the Divisions beginning at number one; but a less number of Justices
than five shall not alter or rescind any resolution or order made at any
previous Session; nor shall a less number of Justices decrease the
30 number of Divisions established in any County by any order or resolu-
tion made by a greater number at any previous Session.”

2. Notwithstanding anything in the one hundred and seventy-fifth
section of the said Act, any party brought before any Division Court or
any County Judge under the provisions of the said section, dissatisfied
35 with the decision of such Court or Judge or the verdict of any jury, in
respect to any claim to any property seized or attached under execution
or attachment, where the property seized or attached shall exceed the
value of fifty dollars,—whether seized under one execution or attach-
ment or several, may appeal from such decision or verdict to the County
40 Court of the County or United Counties in which such decision or
verdict is made or rendered;—Provided always, that no such appeal
shall be heard or allowed unless the party or parties appealing, shall
within ten days after such decision or verdict shall have been given or
rendered, give notice of his or their intention to appeal, to the Clerk
45 of the Division Court in which such decision or verdict shall have been
given or rendered,—and shall also within the time aforesaid, file with
such Clerk a bond to the said Clerk, executed by the party appealing

Preamble.
Con. Stat., U.
C., cap. 19,
sec. 8.

Section 8
repealed.

New clause
appointing
and altering
number of
Divisions.

Section 175
amended, ap-
peal given in
certain cases
of seizure or
attachment.

Proviso:
Notice of ap-
peal and
security to be
given.